



Atty Dkt No. 2302-16073.10
(PP16073.021)
USSN: DIV of 09/881,239
PATENT



Express Mail Label No.: EL 985 780 281 US

Date of Deposit: 8/19/03

REQUEST FOR FILING CONTINUATION/DIVISIONAL APPLICATION

Mail Stop Patent Application
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

This is a request for filing a ___ continuation X divisional application under 37 C.F.R. §1.53(b)(1), of pending prior application serial no. 09/881,239 filed on June 14, 2001, of David Y. Chien, Phillip Arcangel, Laura Tandeske, Carlos George-Nascimento, Doris Coit and Angelica Medina-Selby for HCV ANTIGEN: ANTIBODY COMBINATION ASSAY.

1. X Enclosed is an application filed under 37 C.F.R. §1.53(b)(1). No new matter has been added.
2. ___ Applicant(s) claim(s) small entity status.
3. X The filing fee is calculated below:

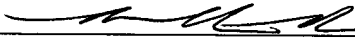
A.	Basic Application Fee		\$750
B.	Total Claims 12 - 20 = 0	x \$18	0
C.	Independent Claims 3 - 3 = 0	x \$84	0
D.	If multiple claims present, add	\$280	0
E.	Total Application Fee (Total of A, B, C & D)	=	<u>750</u>
F.	If small entity status is claimed, reduce Total Application Fee by 50%		<u>0</u>
G.	Total Fee Due (E - F)	=	750

4. X The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 which may be required by this paper, or to credit any overpayment, to Deposit Account No. 18-1648.
5. X A check to cover the \$750 application fee is attached.
6. X Cancel in this application original claims 1-46 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
7. X The inventor(s) of the invention being claimed in this application is (are): David Y. Chien, Phillip Arcangel, Laura Tandeske, Carlos George-Nasciemento, Doris Coit and Angelica Medina-Selby.
8. This application is being filed by less than all the inventors named in the prior application. In accordance with 37 C.F.R. §1.53(b)(1), the Commissioner is requested to delete the name(s) of the following person or persons who are not inventors of the invention being claimed in this application: .
9. Amend the specification by inserting before the first line the sentence:
10. X The prior application is assigned of record to Chiron Corporation.
11. X A preliminary amendment is enclosed.
12. X Also enclosed: Blanket Petition for Extension of Time and Authorization to Charge or Credit Deposit Account, Declaration, Certificate Under 37 C.F.R. §3.73(b), 16 sheets of formal drawings, Sequence Listing, Request to Use the Computer Readable Form from Another Application, Information Disclosure Statement, Return Receipt Postcard.
13. X The power of attorney in the prior application is to Lisa E. Alexander, Reg. No. 41,576, Robert P. Blackburn, Reg. No. 30,447, Rebecca M. Hale, Reg. No. 45,680, Alisa A. Harbin, Reg. No. 33,895, Roberta L. Robins, Reg. No. 33,208, Joseph H. Guth, Reg. No. 31,261, Charlene A. Launer, Reg. No. 33,035, Dahna S. Pasternak, Reg. No. 41,411.
 - a. X The power appears in the original papers in the prior application.
 - b. Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
 - c. Recognize the following individuals as Associate Attorneys: .

d. X Address all future communications to Alisa A. Harbin at:

X Customer No. 27476
CHIRON CORPORATION
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8/19/03
(date)


(Attorney of Record)
Roberta L. Robins
Reg. No. 33,208

Address of signator:

 inventor(s)
 assignee of complete interest
X attorney or agent of record

 filed under § 1.34(a)

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Date of Deposit: January 17, 2002

I hereby certify that this paper (and all documents referred to herein) is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and is addressed to the Assistant Commissioner of Patents, Washington, D.C. 20231-0001.

Esperanza C. Lica
Esperanza C. Lica

Jan 17, 2002
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Chien, D. *et al.*

Serial No.: 09/881,239

Group Art Unit: 1632

Filed : 06/14/2001

Examiner: To be assigned

For : HCV ANTIGEN/ANTIBODY COMBINATION ASSAY

CERTIFICATE UNDER 37 C.F.R. § 3.73(b)

CHIRON CORPORATION, a Corporation
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest, or
2. ☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

- A. ☒ The patent application identified above claims the benefit of three Provisional Applications, Numbers 60/212,082, filed June 15, 2000, 60/280,811 filed April 2, 2001, and 60/280,867 filed April 2, 2001, wherein Assignments were submitted to the United States Patent and Trademark Office on January 10, 2002 and for which copies thereof are attached. Applicants have not yet received the Reel & Frame Numbers.

OR

- B. ☐ A chain of title from the inventor(s) of the patent application/patent identified above to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

2. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at

Reel _____, Frame _____, or for which a copy thereof is attached.

3. From: _____ To: _____

The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (*i.e.*, the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the PTO. See MPEP 302-302.8]

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

Date: January 17, 2002

Name: Rebecca M. Hale

Title: Assistant Secretary, CHIRON CORPORATION

Signature: Rebecca M. Hale